

MESSAGE NO: 9191212 MESSAGE DATE: 07/10/2009

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 4141203
MESSAGE #
(s):

CASE #(s): C-549-818

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2002 TO 12/31/2002

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUID. INSTRUCTION FOR CERTAIN HOT-ROLLED CARBON STEEL FLAT
PRODUCTS FROM THAILAND PROD AND/OR EXPTD BY SAHAV. STEEL (C-549-818-001);
CT.NO. 2008-1281; CIT# 02-00026.

MESSAGE NO: 9191212

DATE: 07 10 2009

CATEGORY: CVD

TYPE: LIQ

REFERENCE: 4141203

REFERENCE DATE: 05 20 2004

CASES: C - 549 - 818

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PERIOD COVERED: 01 01 2002 TO 12 31 2002

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUID. INSTRUCTION FOR CERTAIN HOT-ROLLED CARBON STEEL
FLAT PRODUCTS FROM THAILAND PROD AND/OR EXPTD BY SAHAV.
STEEL (C-549-818-001); CT.NO. 2008-1281; CIT# 02-00026.

1. ON 04/27/2009, THE U.S. COURT OF APPEALS FOR THE FEDERAL
CIRCUIT ISSUED A FINAL DECISION IN THE CASE OF ROYAL THAI
GOVERNMENT AND SAHAVIRIYA STEEL INDUSTRIES PUBLIC COMPANY
LIMITED, AND UNITED STATES V. UNITED STATES STEEL CORPORATION,
COURT NUMBERS 2008-1281 AND U.S. COURT OF INTERNATIONAL TRADE
(CIT) 02-00026.

AS A RESULT OF THIS DECISION, THE INJUNCTION (CIT 02-00026) TO

WHICH MESSAGE 4141203, DATED 05/20/2004, REFERS, ENJOINING LIQUIDATION OF ENTRIES WHICH ARE SUBJECT TO THE COUNTERVAILING DUTY ORDER ON CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM THAILAND FOR THE PERIOD 01/01/2002 THROUGH 12/31/2002, PRODUCED AND/OR EXPORTED BY SAHAVIRIYA STEEL INDUSTRIES PUBLIC COMPANY LIMITED (SSI), DISSOLVED BY 06/03/2009.

2. FOR ALL SHIPMENTS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM THAILAND PRODUCED AND/OR EXPORTED BY SSI (C-549-818-001), AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 01/01/2002 THROUGH 12/31/2002, ASSESS A COUNTERVAILING DUTY AT THE CASH DEPOSIT RATE IN EFFECT ON THE DATE OF ENTRY.

3. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE COVERED IN PARAGRAPH 2, DURING THE PERIOD 01/01/2002 THROUGH 12/31/2002.

FOR ALL OTHER SHIPMENTS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM THAILAND YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED COUNTERVAILING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATE.

4. THE INJUNCTION THAT WAS APPLICABLE TO THE ENTRIES COVERED BY THIS INSTRUCTION (SEE PARAGRAPH 1), DISSOLVED BY 06/03/2009.

5. THE ASSESSMENT OF COUNTERVAILING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES.

THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER.

INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED COUNTERVAILING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O6: SC).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CHRISTINE FURGASON

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party